App.F.IX-4]

Revenue

1921.26

File No. 88-25-

Previous References. (L B.)

Serial Nos. 1-2

Q 5 79-14-1-4

Later references.

LB 88-2588 3-66

Rm 74-28-(1-4)

GENERAL AND REVENUE SECRETARIAT.

Serial Nos. 2

Part B for October 1925.

SUBJECT

re exemption from payments of tolls, to municipalities on carts conveying materials for road works

Al 2 to Hon Dy Commr Zanzibar

No L 2588 of 13-10-25.

Requests to explain to the Impl Council of Zanzibar the reasons & causes of the case + they may be asked to prepare the roads themselves within Impl limits or exempt from licensing contractors carts conveying road materials + certified by P.W. Officer

PJ

Serial No 1

Chief Engr's No 2470 & 27.8.25 Request that carts conveying materials for road works may be exempted from paying tolls to municipalts as otherwise large sums of road grants will be swallowed up by toll gate charges

Subd The ~~point~~ Executive Engineer Tinnevelly Dt requested the Dt. to authorise the R.I. Sub Dt Offr at Tenkasi & Tiptur to grant the certificates contemplated in para 3 (2) of Govt No 8776-816 & 21.5.12. The D.C. appears to have said that the order applies to toll gates established by Dist Bds & not to Mul. toll gates. ~~pending this reference.~~

2. It is for orders whether materials for road work carried by a contractor can be construed as property bonafide belonging to Govt requiring exemption from payment of tolls. The chief Engineer applies for exemption on the ground that village allotments are meagre

3. Levy of tolls by Mul Councils are regulated by rules framed ~~by Govt~~ by each Mul Council under 46(1) of the Mul. Regns, and any exemptions to be granted required to be specifically mentioned in the rules. The rules the case falls under Ord MK provision, to Govt & after Mul Coun

Ord 9/9 Sept 25

Exemptions from payment of tolls in Municipalities are provided by Proviso (a) to Rule 5 of the Mul

Note—Contn. Sheet

Serial No

Regulation and Article 168 of the Mud Accounts Manual. Under these provisions no carts or animals belonging to persons not entitled to exemption from payment of fees at municipal toll gates

~~on this cart [illegible]~~

this exemption is claimed for country carts carrying mud & gravel for road works. If the work is done by the department itself (when the carts are entitled to the same) but if the work is done by contractors, no exemption can be granted under the existing provisions of the Regulation Mud Accts Manual, for no contractor works except for profit; they will have to get the payment compounded with the Mud Manual. Rule of 1912 and Notification of April 1915 [illegible] the applicable only to Municipal toll gates.

2. The Chief Engineer may perhaps be requested to furnish information on the points raised above as regards the road agency working for the road repairs.

23.9.25
15/9

2 Secs)

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14/9

Note—Contn. Sheet

File No.

NOTE C

14752 4

General and Revenue Secretariat

[App. F. III—2

2 B File No 88 of 1925.

Serial No	
2	Mot 2583-A/31/10/25 to DC Jhansi. Requests to explain to me rule of Jhansi the circumstances of the case and be asked to repair the roads themselves within rule limits or exempt from rule toll contractor's carts conveying road stones and metal certified by P.W.D. officers.

GENERAL & REVENUE SECRETARIAT
14 OCT 1925
LOCAL SELF GOVT. BRANCH

NOTE—Contn. Sheet

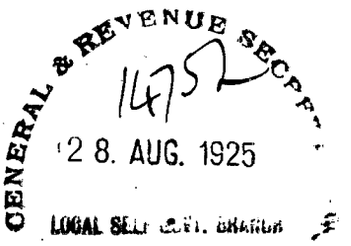
09406

WD 1998—GPB—5,000—27-4-25

No. 2470

MYSORE PUBLIC WORKS DEPARTMENT,
CENTRAL OFFICE,

Dated Bangalore, 27 August 1925.



JOHN BHORE, Esq., A.M.I.C.E.,
Chief Engineer of Mysore,
Bangalore.

To

B. Nagappa, Esq., Bar-at-Law.,
Secretary to Government,
Local and Legislative Departments,
Bangalore

SIR

With reference to G.O.No.8176-816/L.B.78-08-16 dated the 21st May 1912 ordering exemption from payment of tolls on Government property certified to be such by an officer authorised to issue such certificate, I have the honour to state that the Deputy Commissioner, Tumkur District, was requested by the Executive Engineer, Tumkur Division to authorise the P.W.D., Sub Division officers at Tumkur and Tiptur to grant the required certificates or passes as contemplated in para 3 (ii) of G.O No.8776-816/L.B.78-08-16 dated 21st May 1912, but that officer in his No.O.C.1834/23-24 dated the 4th July 1924 (copy enclosed) says that the above Government order applies to toll gates established by District Boards but not to Municipal Toll gates. If, as stated by the Deputy Commissioner, this order of 21st May 1912 is not applicable to Municipal Toll gates, necessary sanction for getting exemption from payment of tolls to Municipalities on carts conveying materials for road works may be obtained. Otherwise large sums of the road grants which are already poor will be swallowed up by Toll gate charges.

2. When Government Notification No.R.9242/L.R.579-14-3 dated the 24th April 1915 in connection with the levy of tolls on Public roads and bridges in Mysore directs that no toll shall be paid on any property bona fide belonging to Government, as established by the

Letter No.O.C.1834/23-24 dated the 4th July 1925 from the Deputy Commissioner, Tumkur District, to the Executiv Engineer, Tumkur Division.

With reference to your letter No.572 dated the 7th April 1924 requesting that the Public Works Department Sub Division officers of Tumkur and Tiptur may be authorised to grant passes or certificates exempting from payment of tolls on country carts carrying metal and gravel in Tumkur and Tiptu Municipalities, I have the honour to state that G.O. No.8776-816/L.B.78-08-16 dated the 21st May 1912 referred to by you applies to toll gates established by the District Boards but not to Municipal Toll gates. If there is any other orders under which the exemption is claimed it may kindly be intimated.

"True Copy"

for Chief Engineer of ~~Mysore.~~

V.N.S.25th.

L2580. 6588-25-2 Dated 13/7/25.

To

The Dy. Commissioner,

Tumkur District.

S i r,

I am directed to forward herewith copy of letter No. 2470, dated the 27th August 1925 from the Chief Engineer of Mysore in the matter of exempting carts conveying materials for road works undertaken by the Public Works Department from payment of tolls to Municipal Councils, and to state that a Municipal Council should either repair their own roads or remove the restrictions placed on those who repair them.

If contractors are required to be paid higher rates for repairs to be effected by District Boards or Government of the bits of roads within the Municipal limits on account of the levy of tolls by Municipal Councils on carts carrying materials for the work, then the difference will have to be made good by the Councils to the District Boards or Government, whoever maintains the road.

I am to request that this aspect of the case may be explained to the Municipal Councils concerned and ~~their concurrence obtained for~~ exemption from Municipal tolls of contractors' carts conveying road materials etc., and certified by the Public Works Department